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Taxation

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOHN P. EVPAK, an Individual,

Plaintiffs,

v.

STATE OF NEVADA DEPARTMENT OF
TAXATION, a political subdivision of the
State of Nevada,

Defendant.

Case No. 3:22-cv-00073-MMD-CLB

STIPULATION, REQUEST, AND
ORDER EXTENDING TIME TO
ANSWER OR OTHERWISE RESPOND
TO PLAINTIFF'S COMPLAINT

(FOURTH REQUEST)

Defendant STATE OF NEVADA *ex rel.* its DEPARTMENT OF TAXATION (“Defendant” or “Taxation”) by and through its attorneys, AARON D. FORD, Attorney General for the State of Nevada, SCOTT H. HUSBANDS, Deputy Attorney General, pursuant to LR IA 6-1, LR IA 6-2, hereby submit their Stipulation, Request, and Order Extending Time to Answer or Otherwise Respond to Plaintiff’s Complaint. This is the fourth request for an extension of time to file an answer or otherwise respond to Plaintiff’s Complaint.

Plaintiff JOHN P. EVPAK (“Plaintiff” or “Mr. Evpak”), filed a Complaint (ECF No. 1) on February 7, 2022. Defendants were served the Complaint on February 16, 2022. The deadline for Defendants to answer or otherwise respond to the Complaint was March 8, 2022. Counsel met and conferred and agreed to extend that deadline to April 15, 2022. The Court

1 approved that stipulation and entered an order approving the stipulation. (ECF No. 7). At
2 Taxation's request, the parties sought a second extension for that deadline for the reasons set
3 forth in that stipulation. (ECF No. 8). The Court approved that agreement. (ECF No. 9). The
4 parties then sought an additional short extension of one week to accommodate several
5 unexpected client emergencies on the part of defense counsel. (ECF No. 10). The Court
6 approved that agreement. (ECF No. 11). The parties are now seeking a fourth stipulation
7 extending the time for Taxation to file its responsive pleading. In connection with the third
8 request, ECF No. 10, Taxation indicated that it will be adding a second Deputy Attorney
9 General to assist with this matter and that additional time was needed for that attorney to help
10 with preparing Taxation's responsive pleading. That process is taking longer than expected.
11 Counsel met and conferred electronically on Friday May 13, 2022 and are in agreement to
12 extend the deadline for Taxation's responsive pleading to Tuesday, May 31, 2022. This
13 extension will allow for the time needed to prepare a responsive pleading while taking into
14 account preexisting obligations in other matters.

15 Upon agreement by and between all the parties, through their respective counsel, the
16 undersigned counsel request that this Court grant Defendant an extension of time, up to and
17 including, May 31, 2022, to file an answer or otherwise respond by motion to Plaintiff's
18 Complaint.

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1 By entering into this stipulation, none of the parties waive any rights they have under
2 statute, law, or rule with respect to Plaintiff's Complaint.

3 DATED: May 13, 2022

4 AARON D. FORD
5 Attorney General

HKM EMPLOYMENT ATTORNEYS, LLP

6 By: /s/ Scott H. Husbands

By: /s/ Jenny L. Foley

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No further extensions of time will be granted. Failure
to file an answer or other response on May 31, 2022
may result in default or other sanctions as appropriate.

ORDER

IT IS SO ORDERED.

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18 UNITED STATES MAGISTRATE JUDGE

19 Dated: May 16, 2022
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